

FORMALITIES LETTER

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**UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office**Address: COMMISSIONER OF PATENT AND TRADEMARKS
Washington, D.C. 20231

3

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/580,201	05/26/2000	J. Michael McIntosh	2314-187

Jeffrey I Ihnen
Rothwell Figg Ernst & Kurz
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555 13th Street NW
Washington, DC 20004



Date Mailed: 07/27/2000

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**FILED UNDER 37 CFR 1.53(b)*****Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 690 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$198.
 ■ **\$198** for 11 total claims over 20.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821 - 1.825 for the following reason(s):
 - Applicant must provide:
 - A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-1123
- For CRF Submission Help, call (703) 308-4212
- PatentIn Software Program Support
 - - For Technical Assistance, call (703) 287-0200
 - - To Purchase PatentIn Software, call (703) 306-2600

- The balance due by applicant is \$ 1018.

09/28/2000 SSJ/SHE1 00000057 09580201
 345.00 OP
 99.00 OP
 65.00 OP
 01 FC:201
 02 FC:203
 03 FC:205

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of)
J. Michael McINTOSH et al.) Box Missing Parts
Serial No. 09/580,201) Attention:
Filed: 26 May 2000) Applications Branch
For: CONOTOXIN PEPTIDES)

RESPONSE TO NOTICE TO FILE MISSING PARTS

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

In response to a Notice to File Missing Parts of Application under 37 CFR 1.53(b) dated July 27, 2000, response copy attached, a Declaration and Power of Attorney, in five parts, identifying the above-referenced application by Serial Number and Filing Date is being herewith submitted. Also attached is a check in payment of the following fees:

\$ 65.00 (surcharge under 37 C.F.R. 1.16(e))
345.00 (basic filing fee)
99.00 (additional claims fee) small entity
\$ 509.00 TOTAL

Please charge any additional fees or credit any overpayment for the payment of the filing fee, any extra claims fees or the surcharge to deposit account number 02-2135. An additional copy of this letter is enclosed for that purpose.

Assistant Commissioner for Patents
Serial No. 09/580,201
Filed: May 26, 2000
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In addition, please find a copy of the 37 CFR 1.821(f) Statement as filed on May 26, 2000 with a copy of the U.S. Patent and Trademark Office date-stamped postcard as verification of the filing date.

The following documents are being submitted concurrently under separate cover:

- Two Declarations Claiming Small Entity Status.
- Three Recordation Cover Sheets/USPTO Form 1595 and executed Assignments.

Respectfully submitted,

By



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Enclosures



NEW CONTINUATION-IN-PART APPLICATION ONLY

THE PATENT OFFICE'S STAMP HEREIN IS ACKNOWLEDGMENT BY
IT OF RECEIPT ON THE DATE STAMPED OF CIP Appln. 30 claims:

37CFR 1.821(f) Statement; 9 pp. sequence listing + diskette;

Transmittal sheet; 2 postcards

DOCKET NO. 2314-187

APPLICANT: J. Michael McIntOSH et al.

TITLE: CONOTOXIN PEPTIDES

NO. OF SPECIFICATION PAGES 39 NO. OF CLAIMS 31
30

SHEETS OF DRAWINGS Seq. 9

OATH OR DECLARATION

FEE \$ CHECK OR DEPOSIT ACCOUNT

TYPIST'S INITIALS elp

ATTORNEY'S INITIALS JLI

DATE DUE 26 May 2000

